

SULLIVAN CROMWELL ESQS.
ATTN: DAVID LIEBOV

U.S. DIST. COURT SOUTHERN/NY COUNTY

Index No. **07CIV2875**

EDGAR BRONFMAN JR. plaintiff

- against -

VIVENDI, S.A. ("VIVENDI") ETAL defendant

STATE OF NEW YORK, COUNTY OF NEW YORK

MICHAEL C. LEVIEN being duly sworn, deposes and says:

I am over 18 years of age, not a party to this action, and reside in the State of New York.

**That on the 3rd day of May 2007 at 8:55 PM at
300 Central Park West, Apt 2H New York, NY 10024**

I served a true copy of the **Summons and Complaint**

Upon the **Human Resources Committee of the Board of Directors of Vivendi**
The Defendant therein named, by delivering to, and leaving personally with:

**Sarah J. Frank, a member of the Human Resources Committee of Vivendi S.A.,
which administers the Benefit Equalization Plan**

a true copy of each thereof.

Deponent describes the person served as aforesaid to the best of
Deponent's ability at the time and circumstances of the aforesaid service
as follows:

Sex: **Female**
App. Age: **60 yrs.**

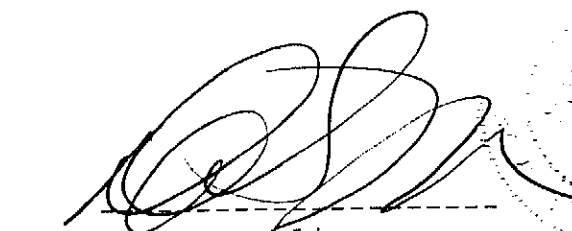

Color: **White**
App. Ht: **5'5"**

Hair: **Brown**
App Wt: **125 lb**

Sworn to before me this
6th day of May 2007



Michael C. Levien
The Arkin Group LLC
590 Madison Avenue, 35th Floor
New York, New York 100022


Notary Public

DEBORA S. MILLER
NOTARY PUBLIC STATE OF NEW YORK
NO. 01M15066943
QUALIFIED IN BRONX COUNTY
COMMISSION EXPIRES: 12/7/2010